

No. 04-12137-D

United States Court of Appeals
For the Eleventh Circuit

HENRY LEE PICKETT, et al.,
Plaintiffs-Appellants,

v.

TYSON FRESH MEATS, INC.,
Defendant-Appellee.

Appeal from the United States District Court for the Middle District
of Alabama, Northern Division, C.A. No. 96-A-1103-N, Hon. Lyle E. Strom,
United States District Judge

**STATEMENT AND NOTICE OF WITHDRAWAL OF U.S. BANK
NATIONAL ASSOCIATION AS AMICUS CURIAE**

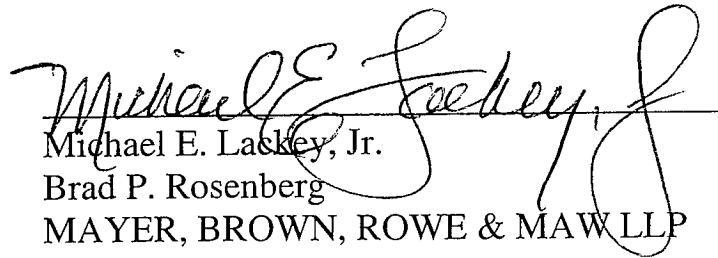
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September 23, 2004

U.S. Bank National Association (“U.S. Bank”), without prejudice to the brief filed on behalf of U.S. Bank and others, hereby withdraws as an *amicus curiae* in the above matter. This withdrawal should in no way be interpreted as a reflection on the views of U.S. Bank with respect to the merits of this dispute or the substance of the amicus brief. U.S. Bank has determined, as a matter of business policy, to be neutral in this dispute because it has important customers with incompatible interests in the outcome of this appeal.

Respectfully submitted,



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Dated: September 23, 2004

CERTIFICATE OF SERVICE

I hereby certify that, on September 23, 2004, I served two copies of the foregoing Statement And Notice Of Withdrawal Of U.S. Bank National Association As Amicus Curiae by UPS overnight delivery on each of the following:

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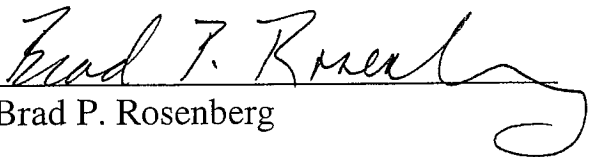
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